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12 *Attorneys for Defendant
13 ReconTrust Company, N.A.*

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 ALEJANDRO ROMERO

17 Case No.: 2:12-cv-0529-JCM-PAL

18 Plaintiff,

19 vs.

20 RECONTRUST COMPANY; DOES I through X
21 and ROE CORPORATIONS IX through XX,

22 Defendants.

23 **ORDER CANCELING LIS PENDENS**

24 This Court issued an order granting defendant Recontrust Company, N. A.'s ("Defendant")
25 motion to dismiss [Dkt. 5] on June 5, 2012 [Dkt. 18].

26 Defendant requests that the *lis pendens* currently recorded against the subject property by
27 plaintiff Alejandro Romero ("Plaintiff") be canceled.

28 The Court finds that Plaintiff recorded a notice of *lis pendens* against the property located at
29 8436 Justine Court, Las Vegas, Nevada 89128 (APN: 138-16-311-055) on March 2, 2012, as
30 Instrument No. 201203020000651 in the real property records maintained by the Clark County
31 Recorder ("Lis Pendens"). A copy of the *Lis Pendens* is attached hereto as **Exhibit A** and fully
32 incorporated by reference.

33 UPON CONSIDERATION of defendants' request to cancel the *Lis Pendens*, and good cause
34 appearing therefore, the Court hereby grants defendant its requested relief and rules as follows:

35 / / /

1. IT IS ORDERED, ADJUDGED, and DECREED that the *Lis Pendens* is hereby
2 cancelled, released, and expunged.

3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that this order canceling
4 the *Lis Pendens* has the same effect as an expungement of the original *Lis Pendens*.

5. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendant shall
6 record a properly certified copy of this cancellation order in the real property records of Clark
7 County, Nevada within a reasonable amount of time from the date of this order's issue.

8 APPROVED:

9 
10 UNITED STATES DISTRICT JUDGE

11 Dated: August 22, 2012

12 Submitted by:

13 AKERMAN SENTERFITT LLP

14 /s/ Allison R. Schmidt

15 ARIEL E. STERN, ESQ.

16 Nevada Bar No. 8276

17 ALLISON R. SCHMIDT, ESQ.

18 Nevada Bar No. 10743

19 1160 Town Center Drive, Suite 330

20 Las Vegas, Nevada 89144

21 *Attorneys for Defendant*
22 *ReconTrust Company, N.A.*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the 16th day of August, 2012 and pursuant to FRCP 5(b), I served via CM/ECF and/or deposited for mailing in the U. S. Mail a true and correct copy of the foregoing **[Proposed] ORDER CANCELING LIS PENDENS**, postage prepaid and addressed to:

JOHN PETER LEE, ESQ.
JOHN PETER LEE, LTD.
830 Las Vegas Blvd. South
Las Vegas, Nevada 89101

Attorneys for Plaintiff

/s/ Judy Berry
An employee of AKERMAN SENTERFITT LLP

AKERMAN SENTERFITT LLP

1160 OWN CENTER DRIVE, SUITE 330
LAS VEGAS, NEVADA 89144
TEL.: (702) 634-5000 - FAX: (702) 380-8572

Exhibit A

Exhibit A

(3)

Fee: \$19.00

N/C Fee: \$0.00

03/02/2012 09:00:30 AM

Receipt #: 1083947

Requestor:

JOHN PETER LEE LTD

Recorded By: KGP Pgs: 3

DEBBIE CONWAY

CLARK COUNTY RECORDER

RECORDING COVER PAGE

Must be typed or printed clearly in black ink only.

APN# 138-16-311-055

11 digit Assessor's Parcel Number may be obtained at:
<http://redrock.co.clark.nv.us/assrrealprop/ownr.aspx>

TITLE OF DOCUMENT (DO NOT Abbreviate)

Notice of Lis Pendens

Title of the Document on cover page must be EXACTLY as it appears on the first page of the document to be recorded.

Recording requested by:

John Peter Lee, Ltd.

Return to:

Name John Peter Lee, Ltd.

Address 830 Las Vegas Boulevard South

City/State/Zip Las Vegas, Nevada 89101

This page provides additional information required by NRS 111.312 Sections 1-2.

An additional recording fee of \$1.00 will apply.

To print this document properly—do not use page scaling.

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1 **NOLP**
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5 YVETTE R. FREEDMAN, ESQ.
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7 830 Las Vegas Boulevard South
8 Las Vegas, Nevada 89101
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11 *Attorneys for Plaintiff*

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03/01/2012 10:36:09 AM



CLERK OF THE COURT

7
8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 ALEJANDRO ROMERO, an Individual,
11 Plaintiff,

12 CASE NO.: A-12-657260-C
13 DEPT NO.: XV

14 v.
15 RECONTRUST COMPANY;
16 DOES I through X and ROES,
17 CORPORATIONS XI through XX,
18 Defendants,

19 2264.024393-mg

20 **NOTICE OF LIS PENDENS**

21 NOTICE IS HEREBY GIVEN that a Complaint implicating title has been filed in the above-
22 entitled Court by the Plaintiff against the named Defendants, Recontrust Company.

23 ...

24 ...

25 ...

26 ...

27 ...

JOHN PETER LEE, LTD.

ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
Telecopier (702) 383-9950

1 The said premises affected by this action is commonly described as 8436 Justine Court, Las
2 Vegas, Nevada, 89128, situates in Clark County, Nevada, and full legal description being as follows:

3 Parcel I:

4 Lot Eighty-Six (86) in Block Two (2) of Newcastle Estates, as shown
5 by map thereof on file in Book 41 of Plats, page 86, in the Office of
6 the County Recorder of Clark County, Nevada.

7 Parcel II:

8 Non-exclusive easement for access, Ingress, drainage, maintenance,
9 Repairs and for other purposes, all as described in the Master
Declaration of Covenants, Conditions and Restrictions of easements
for desert Shores Recorded June 1, 1988 in Book 880601 as
Document No. 00011, Official records of Clark County, Nevada and
the Notice of Annexation recorded October 17, 1988 in Book 881017
as Document No. 00259, Official records of Clark County, Nevada.

10 Parcel III:

11 Non-exclusive easement for Ingress and Egress over that portion of
12 Common Landscape area lot Utilities of Desert Shores No. 1, as
13 shown by map thereof on file in Book 39 of Plats, Page 26, in the
14 Office of the County Recorder of Clark County.

15 APN # : 138-16-311-055

16 DATED this 1st of March, 2012.

17 JOHN PETER LEE, LTD.

18 BY: 

19 JOHN PETER LEE, ESQ.
20 Nevada Bar No. 001768
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